

REMARKS

This application has been carefully reviewed in light of the Office Action dated August 27, 2007. Claims 1 to 21 are in the application, of which Claims 10 to 21 are withdrawn from consideration. The independent claim under consideration is Claim 1. Claims 1 and 4 to 6 have been amended herein. Reconsideration and further examination are respectfully requested.

Applicants have not yet received an acknowledgment of the claim for foreign priority. Such acknowledgment is respectfully requested.

Claims 1 to 9 were rejected under 35 U.S.C. § 112, second paragraph. The rejection is respectfully traversed, and is submitted to have been obviated by the amendments made herein.

Claims 1 to 9 were rejected under 35 U.S.C. § 103(a) over U.S. Patent No. 6,238,808 (Arao). The rejection is respectfully traversed.

According to a feature of the invention as recited by Claim 1, the first surfaces have an average angle of inclination from 30 to 60 degrees and the second surfaces have an average angle of inclination from 10 to 35 degrees for at least a half of the plurality of texture constituents.

Arao is not seen to disclose or suggest at least the above-discussed feature.

Arao discloses that an average of inclination of crystal grains is not less than 15 degrees. See Claim 1 of Arao. It is further disclosed that the inclination can become greater than 20 degrees, and sometimes reaches 40 degrees. See col. 17, lines 64 to 66 of Arao.

However, Applicants respectfully submit that Arao only discloses an

average inclination angle of whole crystal grains, which are present in an arbitrary region (measurement region of AFM) in the zinc oxide film. The angle is jointly calculated from all the inclination angles on first and second surfaces of the crystal grains in the region. Nowhere is Arao seen to describe an average inclination angle for each of first and second surfaces.

The dependent claims under consideration are also submitted to be patentable because they set forth additional aspects of the present invention and are dependent from the independent claim discussed above. Therefore, separate and individual consideration of each of these dependent claims is respectfully requested.

The application is believed to be in condition for allowance, and a Notice of Allowance is respectfully requested.

No fees are believed due; however, should it be determined that additional fees are required, the Director is hereby authorized to charge such fees and any additional fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account 50-3939.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should be directed to our address given below.

Respectfully submitted,

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